



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven M. RUBEN

Appl. No.: 10/662,431

Filed: September 16, 2003

For: **Apoptosis Inducing Molecule I**

Confirmation No.: 2661

Art Unit: 1644

Examiner: HUYNH, PHUONG N.

Atty. Docket: 1488.1890004/EJH/SAC

Amendment and Reply Under 37 C.F.R. § 1.111

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated September 22, 2004, Applicant submits the following Amendment and Remarks. This Amendment is provided in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, amendments to the specification by presenting replacement paragraphs marked up to show changes made;
- (C) Starting on a separate sheet, a complete listing of all of the claims:
 - in ascending order;
 - with status identifiers; and
 - with markings in the currently amended claims;
- (D) Starting on a separate sheet, the Remarks.

Attached hereto is (a) a "Statement Concerning the Deposited Clone; (b) a petition for a 3-month extension of time extending the time for reply from December 22, 2004 to March 22, 2005; (c) the *Prima Facie* Showing of Entitlement to Judgment Under

37 C.F.R. § 41.202(d) and Showing of Compliance with 35 U.S.C. § 135(b); (d) the Request for Interference with a Patent Pursuant to 37 C.F.R. § 41.202(a); and (e) the First Supplemental Information Disclosure Statement. It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.